IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.2299 OF 2006

Sachin R.Korgoankar .. Applicant.
Vs.
Vijay Agarwal & Anr. .. Respondents.

None for the applicant.
Mr.S.R.Shinde A.P.P. for the State.

CORAM : D.B.BHOSALE, J.

DATED : 26TH JUNE, 2006

P.C.:

. None present for the applicant and respondent no.1. Heard learned A.P.P. for the State.

2. This application is directed against the order passed by the courts below on the application filed by respondent no.1 under section 311 of the Code of Criminal Procedure. The application was allowed before the commencement of cross examination by the accused. The order allowing the application by the learned Magistrate was impugned in the Sessions Court in revision filed by the petitioner-accused. I find no infirmity in the order warranting interference by this court. The application is, accordingly, rejected.

(D.B.Bhosale, J.)